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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA

13  
14 Plaintiff,

15 v.

16 GEORGE THOMAS,

17 Defendant.  
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Case No. 1:23-cr-00074-NODJ-BAM

STIPULATION TO CONTINUE TRIAL;  
AND ORDER

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21 IT IS HEREBY STIPULATED by and between the parties through their respective  
22 counsel that the trial scheduled to begin on January 28, 2025, may be continued until March 4,  
23 2025, at 8:30 a.m., before the assigned District Judge. The parties also agree that the status  
24 conference scheduled for December 11, 2025, may be continued until January 22, 2025, before  
25 the Honorable Barbara A. McAuliffe. The parties further agree that the trial confirmation  
26 hearing that is scheduled for January 13, 2025, may be continued until February 17, 2025, at 8:30  
27 a.m., before the assigned District Judge.

28 The government has produced initial discovery to defense counsel as well as  
supplemental discovery that the government has received from potential witnesses in connection

1 with its trial preparation efforts. Discovery includes approximately 45,000 pages of electronic  
2 records such as police reports, photographs, and financial records. Discovery also includes  
3 approximately 80 catalytic converters from vehicles, five banker's boxes of hard copy records,  
4 police body camera footage for parts of several days, four covert recordings, a single cell phone  
5 extraction, and interview memoranda. Defense counsel has received or been provided access to  
6 all discovery, and he has not encountered any issues or problems with the discovery so far.

7 The government believes that it will receive additional discovery from potential  
8 witnesses in the coming weeks as it continues its trial preparation efforts. The government  
9 believes this additional discovery will consist largely of police reports, police body camera  
10 footage, bank records for two bank accounts for 2022, and interview memoranda. The  
11 government will produce this additional discovery to defense counsel as soon as it is received  
12 consistent with its discovery obligations.

13 Defense counsel will not be adequately prepared to begin trial on the currently scheduled  
14 date of January 28, 2025, and he is requesting a short continuance. Defense counsel will be  
15 ready to begin trial on March 4, 2025. Importantly, defense counsel has a multi-month state trial  
16 beginning in early May that likely cannot be continued. Defense counsel would like to complete  
17 the trial in the instant case before his state trial begins.

18 The government is willing to accommodate defense counsel's request for a short  
19 continuance. Accordingly, the parties agree that time under the Speedy Trial Act shall be  
20 excluded through March 4, 2025, in the interests of justice, including but not limited to, the need  
21 for effective defense preparation and defense investigation pursuant to 18 U.S.C. §§  
22 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

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1 The parties also agree that the ends of justice served by taking this action outweigh the best  
2 interests of the public and of the defendant to a speedy trial.

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5 Dated: December 6, 2024

/s/ Kendall Simsarian

Kendall Simsarian  
Counsel for George Thomas

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8 Dated: December 6, 2024

/s/ Joseph Barton

Joseph Barton  
Justin Gilio  
Assistant United States Attorneys

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FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

Plaintiff,

v.

GEORGE THOMAS,

Defendant.

Case No. 1:23-cr-00074-NODJ-BAM

ORDER TO CONTINUE TRIAL

Upon the parties' stipulation and for good cause shown, the trial scheduled to begin on January 28, 2025, is continued until **March 4, 2025, at 8:30 a.m., before the assigned District Judge.** The status conference scheduled for December 11, 2025, is continued until **January 22, 2025, at 1:00 p.m., before the Honorable Barbara A. McAuliffe.** The trial confirmation hearing scheduled for January 13, 2025, is continued until **February 18, 2025, at 8:30 a.m., before the assigned District Judge.**

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1 The period through March 4, 2025, inclusive, is excluded pursuant to 18 U.S.C. §§  
2 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

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4 IT IS SO ORDERED.

5 Dated: December 10, 2024

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE